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05 UNITED STATES DISTRICT COURT  
06 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

07 UNITED STATES OF AMERICA, ) CASE NO. CR19-070-RAJ  
08 Plaintiff, )  
09 v. ) DETENTION ORDER  
10 KURTIS MICHAEL HOLBROOK, )  
11 Defendant. )  
12 \_\_\_\_\_ )

13 Offenses charged:

14 Count 1 – Possession of Methamphetamine and Heroin with Intent to Distribute,

15 5+ gr of methamphetamine

16 Count 2 – Possession of a firearm in furtherance of a drug trafficking crime

17 Count 3 – Felon in Possession of a Firearm

18 Asset Forfeiture Allegations – Two firearms and assorted associated ammunition  
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20 Date of Detention Hearing: April 19, 2019

21 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and  
22 based upon the factual findings and statement of reasons for detention hereafter set forth,

01 finds that no condition or combination of conditions which defendant can meet will  
02 reasonably assure the appearance of defendant as required and the safety of other persons and  
03 the community.

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05 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

06 (1) There is a rebuttable presumption of detention in this case, both as to  
07 dangerousness and flight risk, based upon the nature of the charges and the fact that the return  
08 of the Indictment establishes probable cause to support those charges. Defendant has  
09 presented nothing to rebut the presumption.

10 (2) Defendant has not been interviewed by this court's Pretrial Services Officer,  
11 and has presented nothing in opposition to the entry of an order of detention.

12 (3) He is currently serving a state court sentence. Until his scheduled date for his  
13 release from state custody (May 19, 2019), the issue of detention is therefore basically moot.  
14 His counsel has requested the opportunity to move to reopen the detention issue after that  
15 date; but the court cautioned counsel that the court will reopen the issue only upon a showing  
16 that there is new information which was not available at the time of the original detention  
17 hearing.

18 (4) Defendant's record includes several felony convictions, various failures to  
19 appear, and a large number of traffic offenses.

20 (5) The court concurs in the recommendation of the Pretrial Services Office that  
21 defendant be detained.

01 It is therefore ORDERED:

- 02 1. Defendant shall be detained pending trial and committed to the custody of the  
03 Attorney General for confinement in a correction facility separate, to the extent  
04 practicable, from persons awaiting or serving sentences or being held in custody  
05 pending appeal;
- 06 2. Defendant shall be afforded reasonable opportunity for private consultation with  
07 counsel;
- 08 3. On order of the United States or on request of an attorney for the Government, the  
09 person in charge of the corrections facility in which defendant is confined shall deliver  
10 the defendant to a United States Marshal for the purpose of an appearance in  
11 connection with a court proceeding; and
- 12 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel  
13 for the defendant, to the United States Marshal, and to the United States Pretrial  
14 Services Officer.

15 DATED this 19th day of April, 2019.

16  
17 s/ John L. Weinberg  
United States Magistrate Judge